

An ABSTRACT of several CLAUSES in an ACT of Parliament passed in the Twelfth Year of King GEORGE the Second, intituled, *An Act for taking off the Duties upon Woollen and Bay Yarn imported from Ireland to England, and for the more effectual preventing the Exportation of Wooll from Great Britain, and of Wooll, and Wooll manufactured, from Ireland to foreign Parts, so far as the same relate to the Exportation of Wooll, Woollen or Bay Yarn, Wooll-fells, Shortlings, Mortlings, Wooll-flocks, Worsted Yarn, from Great Britain to foreign Parts, and of the said Goods, as also Cloth, Serge, Bays, Kerseys, Says, Frizes, Druggets, Cloth-ferges, Shalloons, Stuffs, and other Draperies, and Woollen Manufactures, or mixed with Wooll, or Wooll-flocks, from Ireland, to foreign Parts (except certain Ports in England.)*

VI. Section.

Wooll or Woollen Yarn, &c. to be exported from England to Ireland, in Vessels of the Bait of Great Britain or Ireland only, under Penalty of forfeiting of the Goods and Ship, &c.



All such Ships to be registered.

Form of the Oath or Affirmation for such Register.

A Certificate thereof to be delivered to the Master, and a Duplicate sent to the Commissioners of the Customs in London, to be entered in the general Register.

Ship's Name not to be altered, without registering the same again, and the Alteration of Property in the same to be entered in the Certificate of the Register.

Penalty on exporting Wooll slightly altered, or Matted, or Bled, or mixed with Wooll, or for coming.

No Wooll, &c. to be packed up in any other Package but Leather or Canvas, marked with the Words WOOLL or YARN three Inches long, at least.

No Wooll, &c. Crues, or Wooll slightly manufactured, shall be put on Board any Ship, unless Notice be first given.

And unless Bond be first given for the landing thereof.

Collector and Comptroller to find Notice first given to the Officers of the Port where the Goods are landed.

Form of the Notice to be given of Wooll, &c. to be carried coastwise.

No such Forms are to be supplied gratis, by every Collector and Comptroller.

Notice to be first taken from the Collector and Comptroller of the Port, before the Goods are landed.

No Wooll, &c. put on board before such Bond given, and Licence granted, and before all legal Regulations are performed, or if laden on any Ship bound beyond Sea, to be put on Board, until the Ship or Boat.

No other Security hereby intended, or less required.

Woollen Woollen Yarn from Ireland, or carried coastwise, to be shipped and landed in the Presence of the proper Officers at the lawful Ports, or by Special Allowance, on Forfeiture, or the Value, and 3s. per lb. to be paid by the Owners, or any Person concerned.

None but Officers of the Customs, Excise, or Salt, to enter Informations of Seizures.

Information for Penalties to be entered in the Name of the Informer, or in the Name of the Collector, Excise, or Salt, or otherwise to be null and void.

This Act not to take away the Power of the King's Ships of War, appointed by the Admiralty.

Officers making collusive Seizures, forfeit 200 l. and made incapable of serving His Majesty in the Revenue.

FTER 25 Dec. 1759, no Wooll, or any of the said Goods, shall be loaded on board any Ship or Boat in Ireland, or imported from thence into this Kingdom, but in such Vessels or Boats, as shall be of the Build of Great Britain or Ireland, and wholly owned and manned by the Subjects of this Kingdom, or Ireland, and duly registered in the Manner hereafter mentioned; under the Penalty of the Forfeiture of the said Goods, or the Value thereof, and of the Vessel or Boat, in which the same shall be laden, together with all her Ammunition, and Furniture.

VII. After 25 Dec. 1759, no Ship or Vessel shall pass as a Ship of the Build of Great Britain or Ireland, so as to be qualified to take on Board in any of the Ports of Ireland, appointed for that Purpose, any Wooll, or other the Species before mentioned, in order to import the same into the Ports of Great Britain, in this Act appointed for that Purpose, until the Persons claiming Property in the said Ship, shall register the same as follows; viz. Proof shall be made upon the Oath, or Affirmation (in case the Person be a Quaker) of one or more of the Owners, before the Collector and Comptroller of the Customs in such Port of Great Britain or Ireland respectively, to which such Vessel shall belong; which Oath or Affirmation the said Officers are authorized to administer in the Tenor following:

I A. B. do make Oath, or (being a Quaker) do solemnly affirm, that the Ship whereof I am present Master, being built of Tons, was built at in the Year and of and are at present Owners thereof; and that no Foreigner, directly or indirectly, hath any Share, Part, or Interest therein.

A Certificate of which Oath or Affirmation, attested by the Collector and Comptroller of the Customs who administered the same, under their Hands and Seals, shall, after having been registered by them, be delivered to the Master of the Ship, for the Security of her Navigation; a Duplicate of which Register shall be immediately transmitted to the Commissioners of the Customs in the Port of London, to be entered in the general Register, to be there kept by them for this Purpose.

VIII. No Ship's Name registered, shall be afterwards changed, without registering such Ship again (which is likewise to be done upon any Transfer of Property to another Port) and delivering up the former Certificate to be cancelled, under the same Penalties, and in the like Manner as is before directed: And in case of any Alteration of Property in the same Port, by the Sale of one or more Shares in any Ship, after registering thereof, such Sale shall always be acknowledged by Indorsement on the Certificate of the Register, before two Witnesses, to prove that the entire Property in such Ship remains to some of the Subjects of Great Britain or Ireland, if any Dispute arises concerning the same.

IX. After 25 Dec. 1759, no Coverlids, Waddings, or other Manufactures, or pretended Manufactures, made of Wooll slightly fitched or put together, so as the same may be reduced to, and made use of as Wooll again, or Mattresses, or Beds stuffed with combed Wooll, or Wooll fit for coming, shall be exported from Great Britain or Ireland to Parts beyond the Seas, under the like Penalties and Forfeitures which are by Law inflicted on Persons concerned in the Exportation of Wooll.

X. No Wooll, Wooll-fells, Mortlings, Shortlings, Wooll-flocks, Worsted, Bay, or Woollen Yarn, shall be packed up in Great Britain or Ireland, in any Box, Chest, or other Package, but in Packs, or Trusses of Leather or Canvas, commonly called Packcloths; and all such Packs or Trusses shall be stamped or marked on the Outside with the respective Words WOOLL or YARN, in large Letters, not less than three Inches in Length, under the Forfeiture of all such Wooll, or other the Goods aforesaid, with the Package, and 3s. for every Pound Weight thereof, to be paid by the Owner or Packer.

XI. No Wooll, Wooll-fells, &c. Cruel, or Wooll slightly manufactured, as aforesaid, shall after the said 25 Dec. 1759, be put on Board any Ship or Boat, bound to Parts beyond the Seas, or shall be laden, in order to be carried coastwise, or from one Port of Great Britain or Ireland to another, unless Notice be first given to the Commissioners of the Customs, or the Collector and Comptroller of the Port, from which the same is intended to be exported, of the Quantity, Quality, and Package, together with the Marks and Numbers thereof, with the Name of the Ship, and Master, in which the said Goods are to be laden, as likewise the Names of the Owners of the said Goods, and the Places of their Abode, and the Port into which the same are intended to be imported, and to whom consigned; and unless Bond be first entered into, to the Use of His Majesty, with one or more sufficient Securities, in treble the Value of the Goods intended to be carried coastwise, that the same shall (the Danger of the Seas excepted) be landed accordingly; Notice whereof shall be forthwith transmitted by the Collector and Comptroller of the Port from whence the same shall be exported, to the Collector and Comptroller of the Port into which the same is intended to be imported, and Entry made in the Manner required by this or any other Act; and unless a Licence be also first taken under the Hands of the Commissioners of the Customs, or any three of them, or from the Collector and Comptroller where such Bond is given, as aforesaid; which Licence they are to grant without any Charge to the Person demanding the same: And all such Bonds so entered into as aforesaid, shall not be discharged, but by producing a Certificate under the Hand and Seal of the Collector and Comptroller of the Port in Great Britain or Ireland, where such Goods were landed, setting forth the Quantity, Quality, and Package, together with the Marks and Numbers thereof, with the Name of the Ship and Master out of which such Goods were landed; and all such Bonds as shall remain undischarged after 6 Months, shall be transmitted to the Commissioners of the Customs in Great Britain, or the Commissioners of the Revenue in Ireland, who are to put them in Suit immediately: And if any Wooll, Wooll-fells, &c. Cruels, or Wooll slightly manufactured, shall be laden on Board any Vessel or Boat, to be carried coastwise, or from one Port to another, before such Bond entered into, and Licence taken out as aforesaid, and before all the Directions of this, and every other Act made to prevent the Transportation of any of the Goods aforesaid, shall be fully complied with, so far as the same relate to the Exporter or Proprietor of such Goods; or if any of the said Goods shall be laden on Board any Vessel or Boat, bound to Parts beyond the Seas; then all such Goods, or the Value, shall be forfeited, together with the Vessel or Boat, and all her Ammunition and Furniture.

XII. Nothing herein contained shall extend to alter or lessen any other Security now required by Law for Goods carried coastwise; or to repeal any Law now in Force, made to prevent the Exportation of Wooll, or any the Commodities aforesaid.

XIII. After 25 Dec. 1759, Wooll or Woollen Yarn imported from Ireland, or carried coastwise within this Kingdom, or Ireland, shall be landed or shipped, but in the Presence of the proper Officers appointed to attend the same, nor at any other Places than the lawful Quays set out in the Manner prescribed by the Act of Frauds, 14 Car. II. for England, Wales, and Berwick upon Tweed, and by the Act 6 Anne, for settling a Court of Exchequer in Scotland that Part of the United Kingdom, without Leave had from the Commissioners and Officers of the Customs, or at such Quays in Ireland, as are or shall be appointed according to the Laws of that Kingdom, on Pain of forfeiting the said Goods, or the Value, and 3s. for every Pound Weight thereof, to be paid by the Proprietor thereof, or any Person concerned in such unlawful shipping or landing; to be recovered as hereafter directed.

XIV. In order to prevent any fraudulent Practices by Officers or other Persons in making collusive Seizures, or by entering Informations, and making private or secret Agreements, whereby may be evaded any of the Forfeitures or Penalties inflicted by Law, to prevent the transporting out of this Kingdom any Wooll, Wooll-fells, Wooll-flocks, Mortlings, Shortlings, Worsted, Bay, or Woollen Yarn, Fullers Earth, Felling Clay, Tobacco-pipe-clay, or any other scouring Clay or Earth; or to prevent the illegal transporting out of Ireland any of the said Goods, of Cloth, Serge, Bays, Kerseys, Says, Frizes, Druggets, Cloth-ferges, Shalloons, or any other Drapery Stuffs, or Woollen Manufactures whatsoever, made up or mixed with Wooll or Wooll-flocks; no Person whatsoever, other than the Officers of the Customs, Excise, or Salt Duties, may enter any Information or Seizure of Wooll, Wooll-fells, or other Species of Goods before enumerated, as forfeited by this or any other Act; nor shall any Person enter, or prosecute any Information against any Person for Recovery of any Penalty aforesaid, unless such Information be filed and prosecuted in the Name of the Attorney General, or of some Officer of the aforesaid Revenues in Great Britain or Ireland; and if any Information of Seizure shall be prosecuted by any Person, other than as aforesaid; the same is declared to be null and void; as is every other Information which shall be entered for any of the Penalties aforesaid, in the Name of any other Person than as before mentioned.

XV. Nothing in this Act shall extend to take away the Power given to the Commanders of His Majesty's Ships of War, or the armed Sloops appointed by the Commissioners of the Admiralty, or the Lord High Admiral for the time being, to guard against the Transportation of Wooll out of Great Britain or Ireland, pursuant to the Act 10 & 11 W. III. to prevent the Exportation of Wooll out of the Kingdoms of Ireland and England, &c. and an additional Act, 5 Geo. II. for Encouragement of the Woollen Manufactures of this Kingdom, &c. or by any other Act.

XVI. If any Officer of the Revenue shall make any collusive Seizure or Information of any of the said Goods, or any fraudulent Agreement whatsoever, whereby the Owner or

Claimer thereof, or their Agents or Servants, may avoid the Forfeitures, or any Part thereof, incurred by this or any other Act made to prevent the Transportation of Wooll; he shall forfeit 200 l. and be rendered incapable of serving His Majesty in any Employment in the Revenue; and also the Exporters, Importers, and Owners of the said Goods shall forfeit treble the Value thereof; all which Forfeitures shall be to the Use of him or them who will sue for the same, by Action of Debt, &c. in any Court of Record at Westminster, or in the Court of Exchequer in Scotland, or in any Court of Record at Dublin; wherein no Effoign, &c. or any more than one Imparlance shall be allowed.

XVII. Provided nevertheless, That any Person, concerned in any such collusive or fraudulent Seizure or Agreement, who shall first discover his Offence to the Commissioners of the Customs in England or Scotland, or the Commissioners of the Revenue in Ireland, respectively, shall be discharged thereof, provided he makes such Discovery within three Months after the Offence committed, and so as any one or more of his Accomplices be convicted thereof; and if such Person be not an Officer of the Revenue, or Owner of the Goods, he shall, as a further Encouragement for making such Discovery, receive to his own Use and Benefit, the whole Money which shall be recovered on the Conviction of such Offender, the Charges of Prosecution being first deducted.

XVIII. All Actions and Informations, commenced upon this or any other Acts for preventing the Exportation of Wooll, &c. Fullers Earth, Felling Clay, Tobacco-pipe Clay, or any other scouring Earth or Clay, from Great Britain or Ireland; or for preventing the Exportation from Ireland to foreign Parts of Cloth, Serges, Bays, or any other Drapery made of or mixed with Wooll manufactured in Ireland, may be prosecuted (except where it is in this Act otherwise directed) in any Court of Record at Westminster, or in the Court of Exchequer in Scotland, or at the Quarter Sessions of the Peace, or before any two Justices in this Kingdom, in a summary Way, at the Election of the Seizer or Informer, or by any Law relating to the Revenue of Ireland, in that Kingdom; wherein no Protection or Wager of Law shall be allowed, or any more than one Imparlance; and if the Property thereof be claimed by any Person, the *Ous probandi* shall lie upon the Claimer, and not on the Seizer.

XIX. All Forfeitures mentioned in this Act (except where the same is otherwise directed) shall be to the Use of the Person who shall inform or sue for the same, in the Manner before directed.

XX. On the Confession of any Wooll, or any other of the Species of Goods before enumerated, the respective Commissioners shall and may cause the same to be publicly sold to the best Bidder, at such Places as they shall think proper: And out of the Produce of such Sale, they shall cause to be paid all Charges of Condemnation and Sale, and the Remainder to such Persons who shall inform or sue for the same.

XXI. Provided, That in case any Officer of the Customs, Excise, or Salt Duty, shall receive Information from any other Person, whereby any Seizure of the said Goods shall be made, or any Prosecution shall be commenced and carried on to Effect; such Person shall receive to his own Benefit, one Half of what shall be recovered by such Officer, as a Reward for his Information.

XXII. If any Offenders shall, by Conviction, or otherwise, become liable to the Payment of the Penalty of 3s. per Pound Weight, inflicted by this or any former Act made to prevent the Exportation of Wooll, and shall not be of Ability to pay the same, the respective Commissioners shall and may cause 1s. per Pound Weight, for all such of the said Goods, for which such Offenders shall be convicted, to be paid by the Receiver General of the Revenue, under the Management of the respective Commissioners, out of any publick Money in his Hands; and the Money paid by any Receiver General, or other Officer, shall be allowed in his Accounts, as so much Money paid to His Majesty; and every such Officer is discharged thereof accordingly.

XXIII. After 25 Dec. 1759, if the Master of any Vessel employed in the clandestine exporting from Great Britain or Ireland to Parts beyond the Seas any Wooll, or other Goods before mentioned, or in the clandestine importing from Ireland any Woollen Cloth, Serges, Bays, or any other Drapery Stuffs, or Woollen Manufactures, made and manufactured in Ireland; or if the Mate, or any of the Mariners shall give an Account in Six Months after shipping or exporting any of the Goods before mentioned, to the Commissioners of the Customs in England or Scotland, or the Commissioners of the Revenues in Ireland respectively, of the Name of the Ship, and the Species and Quantities of such Goods so clandestinely exported, or shipped for Exportation, together with the Names of the Owners, or Persons who act in their Aid and Assistance, so as they may be prosecuted and convicted for such Offence; such Master, Mate, or Mariner, shall not only be indemnified for so doing, but shall be acquitted and discharged from any Penalties they are by Law subject to for such Offence; and shall also receive Three fourth Parts of the Forfeitures, clear of Charges, that shall be recovered by Means of such their Discovery; which the Commissioners are to cause to be paid in such Proportion as they shall think proper, and the other fourth Part to the King, after deducting the Charges of Prosecution.

XXIV. Every Person, who by Deputation, Commission, or other Instrument, under the Hands and Seals of the Commissioners of the Customs, Excise, or Salt, in Great Britain or Ireland respectively, shall be appointed to act as an Officer under them, for putting this or any Acts relating to those Revenues in Execution, shall be esteemed an Officer of the Customs, Excise, or Salt respectively, to all Intents and Purposes in the Law whatsoever.

XXV. If any Person shall offer or promise to give any Bribe or Reward, to any Officer of the Customs, Excise, or Salt, to connive at the Transportation or Concealment of any Wooll, or any the before mentioned Goods, or to the removing thereof, contrary to Law; or to do or connive at any other Act, whereby the Provisions made by this or any other Law may be evaded; every such Person shall, for every such Offence (whether the same Offer be accepted or not) forfeit 200 l. to be recovered and applied to the Use of him or them who shall sue for the same, by Action of Debt, &c. in any Court of Record at Westminster, or in the Court of Exchequer in Scotland, or in any Court of Record at Dublin; wherein no Effoign, &c. or any more than one Imparlance shall be allowed.

XXVI. If any Officer or other Person, that shall act in Aid of any Officer, in putting this Act in Execution, shall be obstructed, wounded, or beaten in seizing any Wooll, or other Goods before enumerated, either in the Day or Night, by Land or Water; the Persons who shall so obstruct, molest, wound, or beat any such Officer, or other Person acting in his Aid or Assistance, as aforesaid, or any Persons, who being armed with offensive Weapons, or wearing any Mask, or other Disguise, shall refuse, or attempt to refuse, any the Goods aforesaid, which shall be seized by any Officer, and shall be convicted of any the said Offences, shall be transported to some of the Plantations in America, for such Term as the Court before whom such Offenders shall be convicted, shall think fit, not exceeding Seven Years, in the same manner as by the Act, 4 Geo. I. for the further preventing Robbery, Burglary, and other Felonies, &c. and by another Act, 6 Geo. I. for the preventing Robbery and other Felonies, and for the more effectual Transportation of Felons, the Offenders therein mentioned, are to be transported to the said Plantations; and if any such Offenders shall return to Great Britain or Ireland, before the Expiration of the Time for which they shall be transported, they shall suffer as Felons, without Benefit of Clergy.

XXVII. The said Act, 4 Geo. I. for the further preventing Robbery, Burglary, and other Felonies, &c. and every thing therein contained, so far as the same concerns the Exporters of Wooll or Wooll-fells, is to extend, to all Persons, who act as Aiders or Abettors to such Exporters of Wooll or Wooll-fells, as fully, to all Intents and Purposes, as if the same was re-enacted in the Body of this Act.

XXVIII. Bonds taken, pursuant to this Act, shall not be chargeable with the Duties upon Stamp Vellum, Parchment, or Paper.

N. B. There are several other Clauses in the said Act, inflicting Penalties on Insurers of any of the Species of Wooll, or Woollen Manufactures before mentioned, viz.

XXIX. All Persons, their Aiders, Abettors, and Assistants, insuring the Exportation of Wooll, or any of the Species of Wooll before mentioned, shall forfeit 200 l. to the Use of the Informer, or Prosecutor, over and above all other Forfeitures and Penalties they are liable to by any Act in Force.

XXX. The like Penalty of 200 l. is laid on all Persons who shall pay or agree to pay for the insuring, conveying, or exporting out of this Kingdom, or Ireland, any of the Goods before mentioned, to the Use of the Informer, or other Person that shall sue for the same.

XXXI. The Insurers, or Persons insured, first making Discovery within Six Months after the Offence is committed, to the Commissioners of the Customs in England or Scotland, or the Commissioners of the Revenue in Ireland, so as the Persons concerned with them in such Offence be convicted thereof, are not only acquitted, and discharged from the Penalties they were liable to, but are intitled to the Forfeitures given by this Act for discovering, &c.

XXXII. Policies of Insurance made on any Ship or Vessel bound from Great Britain or Ireland to foreign Parts, having on Board Wooll, Yarn, or any of the Goods before mentioned, shall be null and void.

N. B. By the 5th Section of this Act, The Ports of Exportation of Wooll, &c. from Ireland, after 25 Dec. 1759, are, Dublin, Waterford, Youghall, Kingale, Cork, Drogheda, New Ross, Wexford, Wicklow, Sligo, Limerick, Galway, and Dundalk; and of Importation into Great Britain, are, Biddiford, Barnstaple, Minehead, Bridgewater, Bristol, Milford-haven, Chester, and Liverpool.

And Owner, Exporter, or Importer, forfeit treble the Value of the Goods.

All such Penalties and Forfeitures to go to the Informer.

Where to be prosecuted.

Offenders discovering their Accomplices in three Months, acquitted, so as one or more be convicted.

Any other Person discovering, to have the whole Money that shall be recovered, after Charges deducted.

Informations and Actions on this, or any other Act for preventing the Exportation of Wooll, &c. may be prosecuted (except in this Act otherwise directed) at Westminster, or at the Quarter Sessions of the Peace, or at the Election of the Informer, or by any Law relating to the Revenue in Ireland.

The Ous probandi to lie upon the Owner or Claimer.

All Forfeitures and Penalties to go to the Seizer or Informer.

Wooll, &c. seized and condemned, to be publicly sold, and after Charges deducted, the Remainder to be paid to the Seizer or Informer.

Officer making Seizure upon Information from others, the Informer to have Half.

Where the Offender is unable to pay the 1s. per lb. Penalty for Wooll, &c.

The Commissioners to order the Receiver-general to pay 1s. per lb. to the Informer, or to be allowed on his Accounts out of any publick Money.

Master or Mariners of Ships, employed in clandestine exporting of Wooll, &c.

Discovering the same in 6 Months after shipping, to the Commissioners in England, Scotland, or Ireland, acquitted and discharged of the Penalties, and to have three fourths that shall be thereby recovered, the other 1/4 to the King after Charges.

Every Person acting by appointment under the Hands and Seals of the respective Commissioners, shall be deemed an Officer of the Customs, Excise, or Salt, for putting in Execution this Act, or any other Act relating to the Customs, Excise, or Salt.

200 l. Penalty for proving or offering a Bribe to an Officer.

Persons offering Officers in their Duty, in putting this Act in Execution, either in the Day or Night, by Land or Water, or any other Person armed or disguised, who shall refuse, or attempt to refuse, Wooll, &c. shall, on Conviction, be transported for 7 Years as Felons.

Act 4 Geo. I. extended to the Abettors of the Exporters of Wooll or Wooll-fells, which is Transportation for 7 Years.

Bonds taken by this Act, not chargeable with the Stamp-duties.

Persons insuring the Exportation of Wooll, forfeit 200 l.

The like Penalty as Persons insured.

The Insurers or Insured first discovering, acquitted from the Penalties, &c.

Persons for insuring the exporting Wooll, &c. void.